

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

UNITED STATES OF AMERICA

v.

GREGG SMITH,  
MICHAEL NOWAK, and  
JEFFREY RUFFO.

Defendants.

Case No. 19-cr-00669

Hon. Edmond E. Chang

**STIPULATION**

The United States of America and Defendant Jeffrey Ruffo, through their undersigned counsel, hereby stipulate and agree as follows:

STIPULATION NO. 4

FBI Special Agent (SA) Jonathan Luca completed a written report regarding an interview of John Edmonds on November 8, 2019. SA Luca's interview report was based on contemporaneous notes, but was not a transcript of Mr. Edmonds's statements made during the interview and did not capture every word said by Mr. Edmonds during the interview. SA Luca's written report is a summary of Mr. Edmonds's statements made at that time. SA Luca's interview report states, in part, that "Edmonds did not recall Ruffo using explicit terms or phrases with regard to the clicking or trading activity. Nor did Edmonds have any specific memories of Ruffo encouraging spoofing." The government does not possess notes or an interview report reflecting that Mr. Edmonds stated otherwise to the FBI prior to his testimony in Court. SA Luca's interview report of the November 8, 2019 interview of Mr. Edmonds also states that "Ruffo never said anything to Edmonds about clicking or spoofing. Ruffo only talked about where his accounts had got done or filled and where the market was going."

Dated: \_\_\_\_\_, 2022

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**CERTIFICATE OF SERVICE**

I hereby certify that on July 26, 2022, I caused a copy of the foregoing to be filed with the Clerk of the Court through the CM/ECF system, which will provide notice of the filing to all counsel of record.

Respectfully submitted,

/s/ Bethany K. Biesenthal  
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